

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MARY ROE, as guardian for JANE  
DOE, a minor,

Plaintiff,

v.

CITY OF SPOKANE, WASHINGTON, a  
Municipal Corporation, including  
its Fire Department and its  
Police Department; DANIEL ROSS  
and JANE DOE ROSS, husband and  
wife; DETECTIVE NEIL GALLION,  
SGT. JOE PETERSON; and JOHN AND  
JANE DOES 1-10, husbands and  
wives,

Defendants.

No. CV-06-357-FVS

ORDER AMENDING AGREED  
PROTECTIVE ORDER

**THIS MATTER** comes before the Court on its own motion. The Plaintiffs are represented by Greg M. Devlin, J. Scott Miller, and Ernest D. Greco. The Defendants, Daniel and Jane Doe Ross, are represented by Christian J. Phelps. The City Defendants are represented by Rocco N. Treppiedi.

At the joint request of the parties, the Court entered an Agreed Protective Order, Ct. Rec. 29, on June 1, 2007. The Agreed Protective Order provides that the parties may file documents that contain certain Confidential Information under seal without prior permission of the Court. The Court entered a second protective order on the motion of the Plaintiffs on November 14, 2007. Due to the sensitive

1 nature of this order's contents, the Court deemed it appropriate to  
2 file this second protective order under seal.

3 Since November 14, the parties have filed a total of 26 documents  
4 under seal. Many of these filings do not contain any sensitive or  
5 confidential information. For instance, the parties have filed  
6 motions to expedite, notices for hearing, and a motion to amend the  
7 scheduling order under seal. This practice obscures court activity  
8 from public view. Moreover, the proliferation of sealed documents has  
9 had an adverse effect on judicial economy. While privacy may outweigh  
10 the public's interest in transparency and judicial economy in certain  
11 instances, this is clearly not the case with documents that contain no  
12 sensitive confidential information.

13 In order to resolve this problem most efficiently,

14 **IT IS HEREBY ORDERED:**

15 1. No document may be filed under seal in this case without  
16 prior permission from the Court. From the date of the entry of this  
17 order, any document filed under seal without the Court's permission  
18 shall be **STRICKEN** by the Office of the District Court Executive.

19 2. A party wishing to file a document under seal may obtain  
20 permission to do so by filing a motion to seal. Motions to seal  
21 should be accompanied by the document or documents that the party  
22 wishes to file under seal.

23 3. To the extent that the Agreed Protective Order, Ct. Rec. 29,  
24 may be inconsistent with the requirements set forth in the preceding  
25 paragraphs, it is **AMENDED**.

26 **IT IS SO ORDERED.** The District Court Executive is hereby

1 directed to enter this order and furnish copies to counsel.

2 **DATED** this 17th day of December, 2007.

3  
4 s/ Fred Van Sickle  
Fred Van Sickle  
5 United States District Judge  
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